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JAN 26 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	Michael W. Johnson
Application No.:	09/880,615
Filed:	June 13, 2001
For:	Stent Drug Delivery System
Examiner:	Jermie E. Cozart
Group Art Unit:	3726

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2-6531-US03

FACSIMILE TRANSMITTAL LETTER

TO: Examiner Cozart
FACSIMILE NO.: 703-872-9306
GROUP ART UNIT: 3726
TOTAL NUMBER OF PAGES (including cover letter): 2

DATE: January 26, 2005
TIME: 3:00 p.m.

Following please find a 1 page Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences in addition to this 1 page Facsimile Transmittal Letter.

If a fee is required, Commissioner of Patents is hereby authorized to charge Deposit Account No. 22-0350 for any required fees. To the extent that any petition is required to consider this communication, please treat this as such a petition.

Respectfully Submitted,

VIDAS, ARRETT & STEINKRAUS, P.A.

Date: January 26, 2005

By: Brendan C. Babcock
Brendan C. Babcock
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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 703-872-9306, on January 26, 2005.

Signature: Rebecca M. Painschab

Rebecca M. Painschab

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JAN 26 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Michael W. Johnson**
Application No.: **09/880615**
Filed: **June 13, 2001**
For: **Stent Drug Delivery System**
Examiner: **Jermie E. Cozart**
Group Art Unit: **3726**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2N-6531-US03

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0350.

CONDITIONAL PETITION FOR EXTENSION OF TIME

In the event a petition for extension of time is required and has not otherwise been requested or in the event the period specified is incorrect please consider this a petition for the appropriate extension therefore.

I am the attorney or agent of record.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: January 26, 2005

By: 

Brendan C. Babcock
Registration No.: 50705

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